# ELLIOTT & ELLIOTT, P.A.

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March 27, 2015

## **VIA E-FILING**

Ms. Jocelyn D. Boyd Chief Clerk of the Commission SC Public Service Commission P. O. Drawer 11649 Columbia, SC 29211

RE:

Application of Duke Energy Progress, Inc. to Establish a Distributed Energy Resource

Program

Docket No. 2015-53-E

Dear Ms. Boyd:

Enclosed please find for filing the Petition to Intervene of the South Carolina Energy Users Committee ("SCEUC") in the above-captioned matter. By copy of this letter, I am serving all parties of record.

If you have questions, please do not hesitate to contact me.

Sincerely,

ELLIOTT & ELLIOPT, P.A.

Scott Elliott

SE/lbk

**Enclosures** 

cc:

All parties of record. (w/encl.)

#### STATE OF SOUTH CAROLINA

## BEFORE THE PUBLIC SERVICE COMMISSION

# **DOCKET NO. 2015-53-E**

IN THE MATTER OF:	)	
	)	
Application of Duke Energy Progress, Inc.	)	PETITION TO INTERVENE
To Establish a Distributed Energy	)	BY SOUTH CAROLINA ENERGY
Resource Program	)	USERS COMMITTEE

The South Carolina Energy Users Committee ("SCEUC") hereby petitions the South Carolina Public Service Commission ("Commission") pursuant to R.103-825 of the Commission's rules and regulations to intervene and be made a party of record in the above-captioned docket. In support of this Petition, SCEUC would allege as follows:

- 1. That Duke Energy Progress, Inc. (DEP or the Company) has filed an Application with the Public Service Commission of South Carolina (the Commission) to implement a Distributed Energy Resource Program (DER Program) to accomplish and further the purposes and goals of the South Carolina Distributed Energy Resource Program Act (Act 236 or the Act). The Application was filed pursuant to S.C. Code Ann. Section 58-39-130.
- 2. That SCEUC is an association organized in the State of South Carolina, consisting of large industrial consumers of energy which are engaged in various manufacturing enterprises throughout the State.
- 3. That a number of members of SCEUC purchase and consume substantial amounts of electricity from Duke Energy Progress, Inc.

- 4. That SCEUC and its members have a direct and material interest in the issues to be addressed and resolved by the Commission in this docket and the interests of its members are not adequately represented by the current parties to this proceeding.
- 5. That given the state of the record at this stage of the proceedings, SCEUC lacks sufficient information to fully develop and state its position in this proceeding at this time.
- 6. That granting SCEUC's request to be made a party of record in this proceeding is in the public interest, is consistent with the policies of the Commission in encouraging maximum public participation in issues before it, and should be allowed so that a full and complete record addressing its views and concerns can be developed.

That Petitioner is represented by counsel in this proceeding as follows:

Scott Elliott, Esquire
Elliott & Elliott, P.A.
1508 Lady Street
Columbia, South Carolina 29201
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selliott@elliottlaw.us

WHEREFORE, Petitioner prays for the following relief:

- a. That this Petition to Intervene be accepted and that Petitioner be made a party of record;
- b. That Petitioner be allowed to participate fully in this proceeding and take such positions as it deems advisable; and

For such other and further relief as is just and proper. c.

Scott Elliott, Esquire

ELLIOTT & ELLIOTT, P.A.

1508 Lady Street Columbia, SC 29201

(803) 771-0555

Attorney for the South Carolina Energy Users Committee

March 27, 2015

### CERTIFICATE OF SERVICE

The undersigned employee of Elliott & Elliott, P.A. does hereby certify that she has served below listed parties with a copy of the pleading(s) indicated below by mailing a copy of same to them in the United States mail, by regular mail, with sufficient postage affixed thereto and return address clearly marked on the date indicated below:

Application of Duke Energy Progress, Inc. to Establish a Distributed Energy RE:

Resource Program

DOCKET NO .: 2015-53-E

PARTIES SERVED: Shannon Bowyer Hudson, Esquire

Andrew M. Bateman, Esquire Office of Regulatory Staff 1401 Main Street, Suite 900

Columbia, SC 29201

Charles Alex Castle, Esquire Duke Energy Progress, Inc. 550 South Tyron Street/DEC45A Charlotte, North Carolina 28201

Frank R. Ellerbe, III, Esquire

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Petition to Intervene PLEADING:

Linda B. Kitchens, Legal Assistant